

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

JOSEPH L. DIEBOLD, JR., on behalf of the
EXXONMOBIL SAVINGS PLAN, and PAUL J.
HUNDT, on behalf of the TEXAS
INSTRUMENTS 401(K) SAVINGS PLAN, and
all others similarly situated,

CIVIL ACTION NO. 09-Civ-1934

Hon. William J. Hibbler

Plaintiffs,

v.

NORTHERN TRUST INVESTMENTS, N.A.,
and THE NORTHERN TRUST COMPANY,

Defendants.

PLAINTIFFS' ANSWERS TO DEFENDANTS' AFFIRMATIVE DEFENSES

Plaintiffs, by and through their attorneys, file the following answers to Defendants' Affirmative Defenses:

1. Plaintiffs deny Defendants' Affirmative Defense No. 1.
2. Plaintiffs deny Defendants' Affirmative Defense No. 2.
3. Plaintiffs deny Defendants' Affirmative Defense No. 3.
4. Plaintiffs deny Defendants' Affirmative Defense No. 4.
5. Plaintiffs deny Defendants' Affirmative Defense No. 5.
6. Plaintiffs deny Defendants' Affirmative Defense No. 6.
7. Plaintiffs deny Defendants' Affirmative Defense No. 7.
8. Plaintiffs deny Defendants' Affirmative Defense No. 8.
9. Plaintiffs deny Defendants' Affirmative Defense No. 9.
10. Plaintiffs deny Defendants' Affirmative Defense No. 10.
11. Plaintiffs deny Defendants' Affirmative Defense No. 11.

12. Plaintiffs deny Defendants' Affirmative Defense No. 12.
13. Plaintiffs deny Defendants' Affirmative Defense No. 13.
14. Plaintiffs deny Defendants' Affirmative Defense No. 14.
15. Plaintiffs deny Defendants' Affirmative Defense No. 15.
16. Plaintiffs deny Defendants' Affirmative Defense No. 16.
17. Plaintiffs deny Defendants' Affirmative Defense No. 17.
18. Plaintiffs deny Defendants' Affirmative Defense No. 18.
19. Plaintiffs deny Defendants' Affirmative Defense No. 19.
20. Plaintiffs deny Defendants' Affirmative Defense No. 20.
21. Plaintiffs deny Defendants' Affirmative Defense No. 21.
22. Plaintiffs deny Defendants' Affirmative Defense No. 22.
23. Plaintiffs deny Defendants' Affirmative Defense No. 23.
24. Plaintiffs deny Defendants' Affirmative Defense No. 24.
25. Plaintiffs deny Defendants' Affirmative Defense No. 25.
26. Plaintiffs deny Defendants' Affirmative Defense No. 26.
27. Plaintiffs deny Defendants' Affirmative Defense No. 27.
28. Plaintiffs deny Defendants' Affirmative Defense No. 28.
29. Plaintiffs deny Defendants' Affirmative Defense No. 29.
30. Plaintiffs deny Defendants' Affirmative Defense No. 30.
31. Plaintiffs deny Defendants' Affirmative Defense No. 31.
32. Plaintiffs deny Defendants' Affirmative Defense No. 32.

WHEREFORE, Plaintiffs respectfully request that this Court deny Defendants' affirmative allegations and defenses and demand strict proof thereof, grant relief for Plaintiffs and any other and further relief as this Court deems just and equitable.

Dated: December 23, 2010

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing **“Plaintiffs’ Answers to Defendants’ Affirmative Defenses”** was served upon counsel of record as listed below via the Court’s electronic filing system on this the 23rd day of December, 2010:

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